

## TOWN BOARD MEETING

WEDNESDAY, MARCH 2, 2022; 7:00 P.M.

NEW WINDSOR TOWN HALL

NEW WINDSOR, NEW YORK

CONDUCTED VIA WEBEX &

Meeting also streamed live: <https://www.facebook.com/newwindsorny>

**BOARD MEMBERS PRESENT:** Supervisor Meyers, Councilman Moreau, Councilman Bedetti, Councilwoman Santiago, Councilwoman Lincoln

**OTHER OFFICIALS PRESENT:** David Zagon, ESQ., Town Attorney; Kelly Allegra, Town Clerk; Anthony Fayon, Town Highway Superintendent; Michael Farbert, Deputy Chief; Danyelle Barrett, Information Technology Officer.

**SALUTE TO FLAG:** Supervisor Meyers called to order the Town Board Meeting and presided over same.

**PUBLIC COMMENTS:** No public comments on agenda items.

### **#1 On Agenda: MOTION – APPROVE MINUTES.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor approve the Minutes of the Town Board Meeting, held on February 2, 2022, as per the copy posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

### **UNFINISHED BUSINESS**

### **HIGHWAY DEPARTMENT**

### **WATER DEPARTMENT**

### **SANITATION DEPARTMENT**

### **#2 On Agenda: MOTION – AUTHORIZE SUPERVISOR TO EXECUTE CHANGE ORDER #G-2 (BLUE HERON CONSTRUCTION, LLC) – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1G – GENERAL CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor authorize the Supervisor to execute Change Order #G-2 with Blue Heron Construction, LLC, for an adjustment to the contract completion date and over/under adjustments of owner credits and unused contingencies/allowances totaling a credit to Town of \$80,497.00. Said Change Order shall be in a form acceptable to the Town Attorney and with the approval of the Town Engineer.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#3 On Agenda: MOTION – AUTHORIZE SUPERVISOR TO EXECUTE CHANGE ORDER #E-1 (ALL COUNTY ELECTRICAL CONTRACTORS, INC., D/B/A AMERICAN ELECTRIC) – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1E – ELECTRICAL CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor authorize the Supervisor to execute Change Order #E-1 with All County Electrical Contractors, Inc., d/b/a American Electric, for an adjustment to the contract completion date and over/under adjustments of owner credits and unused contingencies/allowances totaling a credit to Town of \$18,661.29. Said Change Order shall be in a form acceptable to the Town Attorney and with the approval of the Town Engineer.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#4 On Agenda: MOTION – AUTHORIZE SUPERVISOR TO EXECUTE CHANGE ORDER #P-2 (SOUTHEAST PLUMBING) – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1P – PLUMBING CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor authorize the Supervisor to execute Change Order #P-2 with Southeast Plumbing Corporation, for an adjustment to the contract completion date. Said Change Order shall be in a form acceptable to the Town Attorney and with the approval of the Town Engineer.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#5 On Agenda: MOTION – AUTHORIZE SUPERVISOR TO EXECUTE CHANGE ORDER #M-1 (DJ HEATING & AIR CONDITIONAL INC.) – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1M – MECHANICAL CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor authorize the Supervisor to execute Change Order #M-1 with DJ Heating & Air Conditioning, Inc., for an adjustment to the contract completion date. Said Change Order shall be in a form acceptable to the Town Attorney and with the approval of the Town Engineer.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#6 On Agenda: MOTION – AUTHORIZE FINAL PAYMENT – BLUE HERON CONSTRUCTION, LLC – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1G – GENERAL CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor authorize final payment in the amount of \$28,291.96, which includes retainage, to Blue Heron Construction, LLC for the Caesars Lane Wastewater Treatment Plant Disinfection System Improvements Project, Contract 1G, General Construction, pursuant to recommendation of MHE, Consulting Engineers, D.P.C., attached hereto.

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

**#7 On Agenda: MOTION – AUTHORIZE FINAL PAYMENT – ALL COUNTY ELECTRICAL CONTRACTORS, INC., D/B/A AMERICAN ELECTRIC – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1E – ELECTRICAL CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor authorize final payment in the amount of \$7,147.24, which includes retainage, to All County Electrical Contractors, Inc., d/b/a American Electric, for the Caesars Lane Wastewater Treatment Plant Disinfection System Improvements Project, Contract 1E, Electrical Construction, pursuant to recommendation of MHE, Consulting Engineers, D.P.C., attached hereto.

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

**#8 On Agenda: MOTION – AUTHORIZE FINAL PAYMENT – SOUTHEAST PLUMBING CORPORATION – CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1P – PLUMBING CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor authorize final payment in the amount of \$5,311.03, which includes retainage, to Southeast Plumbing Corporation for the Caesars Lane Wastewater Treatment Plant Disinfection System Improvements Project, Contract 1P, Plumbing Construction, pursuant to recommendation of MHE, Consulting Engineers, D.P.C., attached hereto.

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

**#9 On Agenda: MOTION – AUTHORIZE FINAL PAYMENT – DJ HEATING & AIR CONDITIONING, INC. - CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT – CONTRACT 1M – MECHANICAL CONSTRUCTION (CHLORINATION/DECHLORINATION).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor authorize final payment in the amount of \$2,150.00, which includes retainage, to DJ Heating & Air Conditioning, Inc., for the Caesars Lane Wastewater Treatment Plant Disinfection System Improvements Project, Contract 1M, Mechanical Construction, pursuant to recommendation of MHE, Consulting Engineers, D.P.C., attached hereto.

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

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**#10 On Agenda: RECEIVE AND FILE – ENGINEER’S CERTIFICATION OF COMPLETION - CAESARS LANE WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM IMPROVEMENTS PROJECT - (CHLORINATION/DECHLORINATION).**

Hearing no objection the Town Board of the Town of New Windsor hereby receive and file, with the Town Clerk, the attached letter from MHE Engineering, D.P.C., certifying the Disinfection System for the New Windsor Wastewater Treatment Plant at Caesars Lane has been constructed in accordance with the plans and Engineering Report approved by New York State Department of Environmental Conservation.

**#11 On Agenda: MOTION – ACCEPT TOWN SANITARY SEWER PUMP STATION #14 AS PUBLIC IMPROVEMENT & ESTABLISH MAINTENANCE AND PERFORMANCE BONDS RELATED TO SAME – MEADOWBROOK ESTATES SUBDIVISION.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor, in accordance with the resolution annexed hereto, hereby accept, for dedication as a public improvement, Town Sanitary Sewer Pump Station #14 and authorize the Town Supervisor to execute any and all documents necessary to effectuate said acceptance and dedication. Further, in accordance with said resolution and the recommendation letter of MHE, DPC annexed hereto, the Town Board shall establish and accept a one (1) year maintenance bond for said Pump Station, in the amount of \$49,475.60, and a performance bond, in the amount of \$15,000, for the installation of a fence and restoration work to the area surrounding said Pump Station.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**MOTION – RESOLUTION - ACCEPT TOWN SANITARY SEWER PUMP STATION #14, AS PUBLIC IMPROVEMENT & ESTABLISH MAINTENANCE AND PERFORMANCE BONDS RELATED TO SAME – MEADOWBROOK ESTATES SUBDIVISION.**

Motion by Councilman Moreau, seconded by Councilman Bedetti

**WHEREAS**, the 1<sup>st</sup> Amendment to Developer’s Agreement for the Meadowbrook Estates Subdivision, dated December 3, 2014 and recorded in the Orange County Clerk’s Office on the 5<sup>th</sup> day of March, 2015 in Liber 13857 at page 105, required Developer, its members, heirs, successors and assigns to replace, at its own cost and expense, Town Sanitary Sewer Pump Station #14; and

**WHEREAS**, in accordance with the 1<sup>st</sup> Amendment to Developer’s Agreement, Developer has recently completed construction of a new Pump Station at the site of the old Town Sanitary Sewer Pump Station #14 and irrevocably offered dedication of said new Pump Station to the Town. The aforesaid newly constructed Town Sanitary Sewer Pump Station #14, is situate upon premises owned by Town of New Windsor, at 668 Mt. Airy Road, New Windsor, NY, and identified on the Town of New Windsor tax maps as Section 95, Block 1, Lot 1. Developer’s offer of dedication will allow the newly constructed Town Sanitary Sewer Pump Station #14 to become a part of the municipal system,

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servicing the sanitary needs of the community as a whole. A copy of said Offer of Dedication is annexed hereto and shall be recorded in the Orange County Clerk's Office; and

**WHEREAS**, Developer has provided written correspondence from both its contractor, TAM Enterprises, Inc., and its engineer, Pitangaro & Doetsch, Consulting Engineers, that each has been paid in full and there are no outstanding or anticipated mechanics liens for said project. Copies of such correspondence are annexed hereto; and

**WHEREAS**, Town Sanitary Sewer Pump Station #14 has been inspected and approved by the Chief Operating Engineer of CAMO Pollution Control, Inc., ("CAMO"), in his capacity as Sanitation Superintendent for the Town; and by the Town Engineer. In separate correspondence annexed hereto, each has recommended acceptance of Town Sanitary Sewer Pump Station #14 as a public improvement to the Town's municipal sewer system, subject to the following conditions:

(1) Developer shall record, at its expense, the Irrevocable Offer of Dedication in the Orange County Clerk's Office and provide the recorded original to the Town Attorney; and

(2) Developer shall post a maintenance bond, as recommended by MHE, DPC via its annexed correspondence dated February 8, 2022, in an amount equal to ten percent (10%) of the original performance bond, which would be \$49,475.60; and

(3) Upon receipt of the recorded Irrevocable Offer of Dedication; the \$49,475.60 maintenance bond; and, the performance bond for the fence and restoration work in the amount of \$15,000, the original performance bond for construction of Town Sanitary Sewer Pump Station #14, in the amount of \$494,756.00, shall be released and returned to the applicable bond company; and

(4) The current pump operation issue, which CAMO and TAM are working in concert to correct, must be resolved to the satisfaction of CAMO and the Town Engineer. If the current pump operation issue is not resolved, to the satisfaction of CAMO and the Town Engineer, within eight (8) months from the date the Town Board authorizes acceptance of the newly constructed Town Sanitary Sewer Pump Station #14, the Town will commence action to draw upon the maintenance bond of \$49,475.60 in order to pay for whatever repairs or new equipment is necessary to resolve such issue(s) to the satisfaction of CAMO and the Town Engineer; and

(5) Developer shall post a performance bond, in the amount of \$15,000, as recommended by MHE, DPC via its correspondence of February 8, 2022, a copy of which is annexed hereto, for installation of a new 8' black vinyl PVC-coated chain link fence, which shall be installed in accordance with the Town Engineer's sketch of same, also attached and provided to Developer. Said fence shall

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also include a pedestrian gate and a 12' equipment/truck gate. The aforementioned performance bond shall also serve as security for any final restoration work deemed necessary by the Town Engineer, once the final snow melts and installation of the fence is complete, both of which will allow for a more thorough inspection of the area. Said fence and restoration work must be completed no later than May 1, 2022, or the Town will commence action to draw upon the performance bond and complete the work itself;

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of New Windsor hereby:

1. Accept, for dedication as a public improvement, Town Sanitary Sewer Pump Station #14.
2. Authorize the Town Supervisor to execute any and all documents necessary to effectuate the acceptance and recording of same.
3. Establish and accept a one (1) year maintenance bond in the amount of \$49,475.60, as recommended by MHE, DPC.
4. Establish and accept a performance bond in the amount of \$15,000 for the installation of the fence surrounding the Town Sanitary Sewer Pump Station #14 and associated restoration work, as recommended by MHE, DPC; and
5. Direct that, upon receipt of the recorded Irrevocable Offer of Dedication; the aforesaid maintenance bond and the aforesaid performance bond, the original performance bond for construction of Town Sanitary Sewer Pump Station #14, in the amount of \$494,756.00, shall be released and returned to the applicable bond company.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#12 On Agenda: RECEIVE AND FILE – NEW YORK STATE ENVIRONMENTAL FACILITIES PLAN, SPECIFICATION & ADDENDUM TECHNICAL APPROVAL - NYS WATER INFRASTRUCTURE IMPROVEMENT ACT (CLEAN WATER) – MULTIPLE STAND-BY GENERATOR PROJECT.**

Hearing no objection, the Town Board of the Town of New Windsor receive and file, with the Town Clerk, the attached NYS Environmental Facilities Corporation Plan, Specification & Addendum Technical Approval with stamped cover pages for the Town of New Windsor Multiple Standby Generator Project.

**GENERAL**

**#13 On Agenda: MOTION – OFFICIAL NEWSPAPER.**

Motion by Councilman Moreau, seconded by Councilman Bedetti

**WHEREAS**, at its January 5, 2022 Organizational Meeting, the Town Board of the Town of New Windsor named the Orange County Post as its official newspaper for the year 2022; and

**WHEREAS**, in its February 11, 2022 edition, the Orange County Post announced to its readers, advertisers and supporters that it would be ceasing operations and that its February 11, 2022 publication would be its last. A copy of this announcement is attached hereto; and

**WHEREAS**, pursuant to Town Law Section 64(11), the Town of New Windsor is authorized to designate any newspaper regularly published in the town if such newspaper has been entered as second-class mail matter and, if no such newspaper is published in the town, the town board may designate any newspaper published in the county if such newspaper has general circulation in the town, or if no newspaper is published in the county entered in a post office within five miles from the town, any other newspaper published in a city, town or village in an adjoining county and having a circulation in the town;

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of New Windsor, pursuant to the aforementioned authority conferred by Town Law Section 64(11), hereby name **WALLKILL VALLEY PUBLICATIONS, INC., MID-HUDSON TIMES EDITION**, as the official Town newspaper and that such publication be used for all public notices and other announcements commencing immediately and for the remainder of 2022.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#14 On Agenda: MOTION – AUTHORIZE EXECUTION OF AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO MUNICIPAL ENGINEERING – MHE ENGINEERING, D.P.C.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor hereby authorize the Supervisor to enter into and execute the attached Agreement for Engineering Services between Town of New Windsor and MHE Engineer, D.P.C. for professional services related to municipal engineering.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#15 On Agenda: MOTION – AUTHORIZE EXECUTION OF TASK ORDER NO.: 22-05 – MHE ENGINEERING, D.P.C. – TOWN HALL ROOF REPLACEMENT PROJECT.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor hereby authorize the Supervisor to enter into and execute the attached Task Order No.: 22-05 with MHE Engineering, D.P.C., for Engineering Services related to the Town Hall Roof Replacement Project.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#16 On Agenda: MOTION – AUTHORIZE EXECUTION OF RETAINER AGREEMENT – MACKEY BUTTS & WISE, LLP – LABOR & EMPLOYMENT LEGAL SERVICES.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor hereby determine to retain the legal services of Mackey, Butts & Wise, LLP for Labor and Employment Legal Services and authorize the Supervisor to execute the attached retainer agreement.

*ROLL CALL:*

*MOTION CARRIED: 4-0*

Councilman Moreau – Aye  
Councilman Bedetti – Abstain  
Councilwoman Santiago – Aye  
Councilwoman Lincoln – Aye  
Supervisor Meyers – Aye

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**#17 On Agenda: MOTION – TRANSFER RESIDUAL UNEXPENDED BOND ISSUE BALANCES TO UNALLOCATED CAPITAL PROJECT FUND [H050].**

Motion by Councilman Moreau, seconded by Councilman Bedetti That, the Town Board of the Town of New Windsor authorize the transfer of residual unexpended bond issue proceeds, plus accrued interest, for bond issues which occurred in the years 1996, 1998 and 2001, to the Unallocated Capital Project Fund (H050), as follows, per the Comptroller's recommendation of February 16, 2022, a copy of which is annexed hereto.

To:	Capital Reserve Fund	<u>\$887,004.42</u>
From:	1996 Bond Issue Proceeds (plus accrued interest)	
	[WD 9 Storage Project (H510)]	\$682,814.28
	1998 Bond Issue Proceeds (plus accrued interest)	
	[WD 9 Pump Station Project (H505)]	\$16,336.63
	2001 Bond Issue Proceeds (plus accrued interest)	
	[WTP Imp. Project (H400)]	11,747.48
	[Brown's Pond Project (H405)]	1,038.16
	[WD 13 Project (H500)]	1.70
	[STP Imp. Project (H600)]*	16,252.47
	[Sewer PS 12 Project (H710)]	<u>158,813.70</u>
	Total 2001 Bond Issue Proceeds (plus accrued interest)	<u>\$187,853.51</u>
	Total transfer	<u>\$887,004.42</u>

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#18 On Agenda: MOTION – APPROPRIATE UNALLOCATED CAPITAL PROJECT FUNDS**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That, the Town Board of the Town of New Windsor authorize the appropriation of Unallocated Capital Project Funds, as permanent sources of funding, to close-out various projects listed below, per the Comptroller's recommendation of February 16, 2022, a copy of which is annexed hereto.

To:	Oak Hill & Dean Hill Road Project (H215)	<u>\$36,191.05</u>
From:	Unallocated Capital Project Fund (H050)	<u>\$36,191.05</u>
To:	WD 6 Ext. 5 (H515)	<u>\$2,418.45</u>
From:	Unallocated Capital Project Fund (H050)	<u>\$2,418.45</u>
To:	WWTP Outfall Re-Location Project (H605)	<u>\$170,846.52</u>
From:	Unallocated Capital Project Fund (H050)	<u>\$170,846.52</u>
To:	Sewer Pump Station 18 Project (H705)	<u>\$27,469.23</u>
From:	Unallocated Capital Project Fund (H050)	<u>\$27,469.23</u>
To:	Town Building/Complex Improvement Capital Project (H305)	<u>\$352,394.50</u>
From:	Unallocated Capital Project Fund (H050)	<u>\$352,394.50</u>

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

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**#19 On Agenda: MOTION – APPROVE RECEIPT OF FUNDS – STOP DWI PROGRAM**

Motion by Councilman Moreau, seconded by Councilman Bedetti

**WHEREAS**, the County of Orange has funds to be distributed to local law enforcement agencies for the purpose of conducting enforcement activities related to the **STOP DWI Program** for the **term March 12, 2022 through January 11, 2023**; and

**WHEREAS**, the Town of New Windsor does wish to participate in said program;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of the Town of New Windsor approve the receipt of said funds on behalf of the Town of New Windsor Police Department from the County of Orange and authorizes the Chief of Police, or his designee, to execute all necessary contracts and documentation with regard to available funds.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#20 On Agenda: RECEIVE AND FILE – CERTIFICATE OF CLERK AS TO NO REFERENDUM – SALE OF TOWN-OWNED REAL PROPERTY – .22 +/- ACRES – 7 OAK RIDGE DRIVE - SBL: 16-3-20 (AV KEYSTONE CASTLE LLC).**

Hearing no objection, the Town Board of the Town of New Windsor receive and file Certificate as to No Referendum in the matter of the sale of .22 +/- acres of Town-owned property located at 7 Oak Ridge Drive (SBL: 16-3-20) to AV Keystone Castle, LLC for the purchase price of Twenty-Five Thousand and 00/100 (\$25,000.00).

**#21 On Agenda: MOTION – PETITION NEW YORK STATE DEPARTMENT OF TRANSPORTATION – COMMISSION STUDY FOR ROUNDABOUT – VAILS GATE FIVE (5)-CORNERS INTERSECTION - NYS ROUTE 32, NYS ROUTE 94, NYS ROUTE 300 (TEMPLE HILL ROAD).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor, in accordance with the Resolution annexed hereto, hereby petition and request the New York State Department of Transportation to commission, with all due speed, any studies necessary to evaluate traffic and pedestrian patterns in the areas approaching and leading to the intersection of NYS Route 32, NYS Route 94 and NYS Route 300 (Temple Hill Road), **commonly** known as the Vails Gate 5-corners intersection, in order to determine the best way to alleviate the oppressive traffic and congestion on said roadways, and to eliminate the significant dangers posed at said intersection. Any such study and evaluation shall include, but not be limited to, the feasibility of constructing a roundabout at said intersection.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**MOTION – RESOLUTION – PETITION NEW YORK STATE DEPARTMENT OF TRANSPORTATION – COMMISSION STUDY FOR ROUNDABOUT – VAILS GATE FIVE (5)-CORNERS INTERSECTION - NYS ROUTE 32, NYS ROUTE 94, NYS ROUTE 300 (TEMPLE HILL ROAD).**

Motion by Councilman Moreau, seconded by Councilman Bedetti

**WHEREAS**, there is a 5-way intersection that currently exists at the convergence of NYS Route 32, NYS Route 94 and NYS Route 300 (a/k/a Temple Hill Road), an area commonly known as the Vails Gate 5-Corners intersection in the Town of New Windsor (hereinafter “5-Corners”); and

**WHEREAS**, all of the aforementioned roadways leading to this intersection support high traffic volumes throughout the day and night, volumes which have significantly increased in recent years due to significant residential and commercial growth in the area; and

**WHEREAS**, the aforementioned growth in just the immediate vicinity of this intersection includes, but is not limited to, a significant expansion of commercial space and parking area in the Price Chopper Shopping Center; additional commercial and substantial residential development along and in the immediate vicinity of Route 94 where the Cornwall Senior High School is located; additional commercial and meaningful residential development along and in the immediate vicinity of Route 32, heading in both north and south of the intersection; and further consequential commercial and residential development heading northwest along and in the immediate vicinity of Route 300, most notably in the area of Stewart International Airport, where Amazon has opened two warehouse and distribution facilities that generate enormous amounts of commercial van and truck traffic; and

**WHEREAS**, all of the above-mentioned development and resulting traffic has contributed a very significant increase in the number and type of vehicles traveling the aforementioned roads, through the subject intersection, along with increased pedestrian traffic caused by the increased commercial/retail space in the immediate vicinity of the intersection, all of which has made this entire area far more dangerous than it has ever been before; and

**WHEREAS**, in addition to the above-mentioned issues playing a significant role in the increased danger in this area of state roadways, the increased traffic and heavy congestion has contributed to a significant rise in cases of driver impatience, which leads drivers to (i) improperly and

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illegally seek both ingress and egress to and from the commercial shopping centers that run alongside Route 300, Route 94 and Route 32; and (ii) illegally utilize an existing 2-way dual left turn lane on Route 300, approaching the 5-corners intersection, as a third travel lane, which has led to numerous motor vehicle accidents and significantly more traffic and congestion, since doing so will often prevent other motorists from entering or exiting the adjoining commercial shopping centers; and

**WHEREAS**, the extended wait times mentioned also contribute to longer idling times, which results in higher fuel consumption, higher vehicle emissions and, therefore, increased environmental pollution; and

**WHEREAS**, a study entitled Quantitatively Determining the Emissions Reduction Benefits of the Replacement of a Signalized Intersection by a Roundabout, authored by Maxine Hesch at the Academy of the Holy Names and appearing on the NYSDOT website, which quantitatively determined that a roundabout constructed at the failing intersection of NYS Route 7 and NYS Route 146 in Rotterdam, NY reduced emissions, delay times and fuel consumption at that intersection, and appears to support the Town of New Windsor's request for a similar traffic control improvement at the 5-corners intersection; and

**WHEREAS**, the average cycle length at the 5-corners intersection exceeds 80 seconds; and

**WHEREAS**, in general, a traffic control delay exceeding 80 seconds would earn a Level of Service designation of "F" for signalized intersections; and

**WHEREAS**, pursuant to New York State Department of Transportation's A Citizen's Guide to Roundabouts, "In the cities and towns where roundabouts have been built, and even where the public has been hesitant about accepting them initially, roundabouts ultimately have been accepted enthusiastically because of the increased safety they provide, along with traffic calming, and aesthetic benefits"; and

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**WHEREAS**, the Town Board of the Town of New Windsor recognizes the immediate concern for the safety, health and well-being of all users of these highways and the 5-Corners intersection;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of New Windsor:

1. Hereby petition and request the New York State Department of Transportation to commission, with all due speed, any studies necessary to evaluate traffic and pedestrian patterns in the areas approaching and leading to the intersection of NYS Route 32, NYS Route 94 and NYS Route 300 (Temple Hill Road), commonly known as the Vails Gate 5-corners intersection, in order to determine the best way to alleviate the oppressive traffic and congestion on said roadways, and to eliminate the significant dangers posed at said intersection.
2. That any such study and evaluation include, but not be limited to, consideration of constructing a roundabout at said intersection; and
3. Direct the Town Clerk to forward a copy of this Resolution to the following:
  - A. Marie Therese Dominguez, Esq., Commissioner of the New York State Department of Transportation;
  - B. Lance MacMillan, P.E., Regional Director, Region 8, New York State Department of Transportation;
  - C. Ed Goff, P.E., Regional Traffic Engineer, Region 8 New York State Department of Transportation;
  - D. Hon. James Skoufis, Senator, 39<sup>th</sup> District; and
  - E. Hon. Colin Schmitt, Assemblyman 99<sup>th</sup> District.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#22 On Agenda: MOTION - AUTHORIZE SUPERVISOR TO EXECUTE APPLICATIONS & PERMITS TO OPERATE EQUIPMENT FOR LAW ENFORCEMENT PURPOSES – NEW YORK STATE DEPARTMENT OF TRANSPORTATION – POLE ATTACHMENTS WITHIN NEW YORK STATE RIGHTS-OF-WAY.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor, pursuant to the Resolution attached hereto, hereby authorize the Town Supervisor to execute New York State Department of Transportation applications and “Permits to Operate Equipment for Law Enforcement Purposes,” in order that the Town may obtain NYSDOT permits to install security cameras, license plate readers and related equipment on utility poles located within various New York State rights-of-way, said pole numbers and specific locations being identified in the Resolution attached hereto.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**MOTION – RESOLUTION – AUTHORIZE SUPERVISOR TO EXECUTE APPLICATIONS & PERMITS TO OPERATE EQUIPMENT FOR LAW ENFORCEMENT PURPOSES – NEW YORK STATE DEPARTMENT OF TRANSPORTATION – POLE ATTACHMENTS WITHIN NEW YORK STATE RIGHTS-OF-WAY.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln

**WHEREAS**, the Town of New Windsor installs, operates and maintains license plate readers and surveillance cameras (“equipment”), within the boundaries of the Town of New Windsor, which are utilized exclusively by Town of New Windsor Police Department, to promote public safety and security; and

**WHEREAS**, from time to time it is necessary to install said equipment within New York State rights-of-ways and upon utility poles or other structures owned, operated or controlled by New York State Department of Transportation (NYSDOT); and

**WHEREAS**, those installations require permits be issued to the town by NYSDOT;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of New Windsor authorize the Supervisor to execute New York State Department of Transportation Applications and Permits to Operate Equipment for Law Enforcement Purposes, in substantially the same form as is annexed hereto, requesting permit(s) be issued by NYSDOT to Town of New

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Windsor for the installation of security cameras, license plate readers and related equipment (pole attachments) upon utility poles located within New York State rights-of-way at the following locations:

1. Pole #155865, located on the south side of NYS Route 207, east of NYS Thruway, between mile markers:

207

8301

1167

and

207

8301

1165

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of New Windsor hereby acknowledge that additional locations will be added in the future, for any or all of the state roads within the boundaries of New Windsor, identified as: NYS 300, NYS 207, NYS 747, NYS 32, NYS 94, NYS 9W, River Road, International Boulevard & Bruenig Road, and that this Resolution shall extend the Supervisor's authorization to execute any and all necessary documents including, but not limited to, the permit applications for those future installations.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#23 On Agenda: MOTION – AUTHORIZE SUPERVISOR TO EXECUTE KENNEL AGREEMENT – TOWN OF NEW WINDSOR WITH TOWN OF CORNWALL.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor hereby authorize the Supervisor to enter into and execute the attached Kennel Agreement between Town of New Windsor and Town of Cornwall to permit New Windsor to accept Cornwall's impounded dogs during evening hours in periods of cold weather. Said Agreement shall commence upon full execution of same and continue, uninterrupted, for a period of one year.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#24 On Agenda: MOTION – DETERMINATION PURSUANT TO NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT – WASTEWATER INFRASTRUCTURE ENGINEERING PLANNING GRANT - INFILTRATION & INFLOW STUDY – PHASE II - (PLANNING GRANT #110405).**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor hereby determine that, in accordance with the attached Resolution, the proposed Wastewater Infrastructure Engineering Planning Infiltration & Inflow Study, Phase II is a Type II Action pursuant to 6 NYCRR Section 617.5(c)(24), which constitutes information collection, including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action, and is therefore not subject to further review under 6 NYCRR Part 617.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**MOTION – RESOLUTION – DETERMINATION PURSUANT TO NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT – WASTEWATER INFRASTRUCTURE ENGINEERING PLANNING GRANT - INFILTRATION & INFLOW STUDY – PHASE II - (PLANNING GRANT #110405).**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln

**WHEREAS**, Town of New Windsor has applied for and been awarded a Wastewater Infrastructure Engineering Planning Grant from the New York State Environmental Facilities Corporation, via the New York State Clean Water State Revolving Fund, for an Infiltration and Inflow Study (Planning Grant #110405) in an amount up to \$100,000; and

**WHEREAS**, the Town Board of the Town of New Windsor has determined this Project is subject to the State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, the Project is located on property owned by the Town of New Windsor and, therefore, it is appropriate for the Town Board to assume SEQRA lead agency status; and

**WHEREAS**, a review of 6 NYCRR Part 617.7 reveals this Project will not cause:

(i) a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;

(ii) the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species; or other significant adverse impacts to natural resources;

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- (iii) the impairment of the environmental characteristics of a critical environmental area, as designated pursuant to section 617.14(g) of this Part;
- (iv) the creation of a material conflict with a community's current plans or goals as officially approved or adopted;
- (v) the impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources, or of existing community or neighborhood character;
- (vi) a major change in the use of either the quantity or type of energy;
- (vii) the creation of a hazard to human health;
- (viii) a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources; or in its capacity to support existing uses;
- (ix) the encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;
- (x) the creation of a material demand for other actions that would result in one of the above consequences;
- (xi) changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; or
- (xii) two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in this subdivision.

and does not meet the criteria for determining significance;

**NOW THEREFORE, BE IT RESOLVED,** that the Town Board of the Town of New Windsor hereby determine that the proposed Wastewater Infrastructure Engineering Planning Infiltration & Inflow Study, Phase II, is a Type II Action pursuant to 6 NYCRR Section 617.5(c)(24), which constitutes information collection, including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils

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studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action, and is therefore not subject to further review under 6 NYCRR Part 617.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#25 On Agenda: MOTION – AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENT & APPROPRIATE FUNDS – NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION - ENGINEERING PLANNING GRANT INFILTRATION & INFLOW STUDY, PHASE II (PLANNING GRANT #110405).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor hereby authorize the Town Supervisor to accept the grant; execute a grant agreement with the New York State Environmental Facilities Corporation as well as any and all other contracts, documents, and instruments necessary to effectuate the project and fulfill the Town of New Windsor's obligation under the grant agreement; authorize and appropriate \$20,000.00, which represents the local match of a minimum of twenty percent (20%) of the grant funding required by the Engineering Planning Grant Program for the Town of New Windsor's Engineering Planning Grant Infiltration & Inflow Study, Phase II; determine the source of the local match and any amount in excess of the required match, shall be funded through the Town of New Windsor sewer fund; that the maximum local match shall not exceed \$20,000.00 based upon the total estimated maximum project cost of \$120,000.00; and that the Town Supervisor may increase the local match through the use of in-kind services without further approval from the Town of New Windsor Town Board, all in accordance with the Resolution annexed hereto.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**MOTION – RESOLUTION – AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENT & APPROPRIATE FUNDS – NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION - ENGINEERING PLANNING GRANT INFILTRATION & INFLOW STUDY, PHASE II (PLANNING GRANT #110405).**

Motion by Councilman Moreau, seconded by Councilman Bedetti

**WHEREAS,** Town of New Windsor has applied for and been awarded a Wastewater Infrastructure Engineering Planning Grant from the New York State Environmental Facilities Corporation via the New York State Clean Water State Revolving Fund for an Infiltration and Inflow Study (Planning Grant #110405) in an amount up to \$100,000; and

**WHEREAS,** award requires the participating municipality provide a minimum twenty percent (20%) local match of the grant amount; and

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**WHEREAS**, the New York State Environmental Facilities Corporation requires the applicant municipality obtain the approval/endorsement of the governing body of the municipality in which the project will be located;

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of New Windsor hereby authorize the Town Supervisor to accept the grant and further authorize the Town Supervisor to execute a grant agreement with the New York State Environmental Facilities Corporation as well as any and all other contracts, documents, and instruments necessary to effectuate the project and fulfill the Town of New Windsor's obligation under the grant agreement; and

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of New Windsor authorize and appropriate \$20,000.00, which represents the local match of a minimum of twenty percent (20%) of the grant funding required by the Engineering Planning Grant Program for the Town of New Windsor's Engineering Planning Grant Infiltration & Inflow Study, Phase II; and

**BE IT FUTHER RESOLVED**, that the source of the local match and any amount in excess of the required match, shall be funded through the Town of New Windsor sewer fund; and

**BE IT FURTHER RESOLVED**, that the maximum local match shall not exceed \$20,000.00 based upon the total estimated maximum project cost of \$120,000.00; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor may increase the local match through the use of in-kind services without further approval from the Town of New Windsor Town Board.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#26 On Agenda: MOTION – ADOPT POLICY PROTECTING INDIVIDUALS ENGAGED IN NON-VIOLENT CIVIL RIGHTS DEMONSTRATION.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor hereby determine, in accordance with the Resolution annexed hereto that:

1. It is the policy of the Town of New Windsor that excessive force by local law enforcement agencies shall not be used against individuals engaged in lawful and nonviolent civil rights demonstrations within Town of New Windsor boundaries; and
2. It is the policy of Town of New Windsor to enforce applicable state and local laws against the physical barring of an entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within in its jurisdiction.
3. The Town of New Windsor will coordinate with the Chief of the Town of New Windsor Police Department to implement this Resolution by amending, if necessary, Town of New Windsor Police Department policies and/or General Orders.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**MOTION – RESOLUTION – ADOPT POLICY PROTECTING INDIVIDUALS ENGAGED IN NON-VIOLENT CIVIL RIGHTS DEMONSTRATION.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln

**WHEREAS**, the Congress of the United States has passed Section 104(1) to the Title I of the Housing and Community Development Act stating that no Community Development Block Grant Funds (CDBG) may be obligated or expended by any unit of general local government that fails to adopt and enforce a policy of prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; or fails to adopt and enforce a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction; and

**WHEREAS**, the Town of New Windsor has received a Community Development Block Grant and is required to comply with the Title I of the Housing and Community Development Act; and

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**WHEREAS**, the failure to enforce such policies may cause Town of New Windsor to lose its grant or eligibility for future federal grants;

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of New Windsor hereby determined that:

1. It is the policy of the Town of New Windsor that excessive force by local law enforcement agencies shall not be used against individuals engaged in lawful and nonviolent civil rights demonstrations within Town of New Windsor boundaries; and
2. It is the policy of Town of New Windsor to enforce applicable state and local laws against the physical barring of an entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within in its jurisdiction.
3. The Town of New Windsor will coordinate with the Chief of the Town of New Windsor Police Department to implement this Resolution by amending, if necessary, Town of New Windsor Police Department policies and/or General Orders.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#27 On Agenda: MOTION – APPOINT MEMBER - NEW WINDSOR ASSESSMENT BOARD OF REVIEW – SUZANNE HALLISEY.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor appoint, to the New Windsor Assessment Board of Review, **SUZANNE HALLISEY**, 426 Philo Street, New Windsor, NY 12553. Term shall commence immediately and expire on September 30, 2026.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#28 On Agenda: MOTION – APPOINT MEMBER - NEW WINDSOR ASSESSMENT BOARD OF REVIEW – AMANDA LIVINGSTONE.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor appoint, to the New Windsor Assessment Board of Review, **AMANDA LIVINGSTONE**, 406 Philo Street, New Windsor, NY 12553, to fill the unexpired term vacated by Vito Guidice. Term shall commence immediately and expire on September 30, 2022.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

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**#29 On Agenda: MOTION – CALL PUBLIC HEARING – COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (FY 2023).**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor hereby call for a Public Hearing to be held on April 6, 2022, at 555 Union Avenue, New Windsor, New York at 7:00 o'clock p.m. to invite public comment on the project proposals which are to be submitted to the Orange County Community Development Program (FY 2023).

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

**#30 On Agenda: MOTION – CALL PUBLIC HEARING – AMENDMENT TO CHAPTER 280 OF THE TOWN CODE OF THE TOWN OF NEW WINDSOR - VEHICLES AND TRAFFIC.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln That the Town Board of the Town of New Windsor hereby introduce a local law to amend Chapter 280 of the Town Code of the Town of New Windsor to clarify the area of prohibited parking on a certain street; declare this matter a Type II Action pursuant to the State Environmental Quality Review Act; call a public hearing to be set for April 6, 2022 at 7:00 p.m. at Town Hall, 555 Union Avenue, New Windsor, New York; and, authorize the Town Clerk to advertise for same, pursuant to law, by publication and posting all in accordance with the Resolution annexed hereto.

ROLL CALL: *All Ayes*

MOTION CARRIED: 5-0

**MOTION – RESOLUTION – CALL PUBLIC HEARING – AMENDMENT TO CHAPTER 280 OF THE TOWN CODE OF THE TOWN OF NEW WINDSOR - VEHICLES AND TRAFFIC.**

Motion by Councilwoman Santiago, seconded by Councilwoman Lincoln

**WHEREAS**, the Town Board of the Town of New Windsor has determined to amend Chapter 280 of the Town Code of the Town of New Windsor (“Vehicles and Traffic”) to clarify the area of prohibited parking on a certain street to further promote safe travel and parking within the Town; and

**WHEREAS**, a draft of the local law entitled “A Local Law to amend Chapter 280 of the Town Code of the Town of New Windsor, entitled ‘Vehicles and Traffic’” is attached hereto; and

**WHEREAS**, the Town Board of the Town of New Windsor is the sole involved agency pursuant to the State Environmental Quality Review Act (SEQRA);

**NOW THEREFORE, BE IT RESOLVED** as follows:

1. That the movant of this resolution does hereby introduce the above local law.
2. That the Town Board of the Town of New Windsor, as the sole involved agency, declare this to be a Type II action pursuant to SEQRA and as such, no further action is required.

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3. That a public hearing on the proposed local law be set for April 6, 2022 at 7:00 p.m. at Town Hall, 555 Union Avenue, New Windsor, New York.

3. That the Town Clerk is hereby authorized to advertise for same, pursuant to law, by publication and posting.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#31 On Agenda: MOTION – AUTHORIZE SOLICITOR’S PERMIT – BRIAN COLLIS - D/B/A MR. DING-A-LING ICE CREAM, INC.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor authorize the issuances of a Solicitor’s Permit to Brian Collis, d/b/a, Mr. Ding-A-Ling Ice Cream, Inc. to allow the operation of a mobile food service establishment selling Good Humor Ice Cream by Mr. Collis and/or his employee, Francis Ellis. Permit shall be obtained from the Town Clerk’s Office.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

**#32 On Agenda: RECEIVE AND FILE – LETTER OF RESIGNATION – JAMES ROSE – MOTOR EQUIPMENT OPERATOR.**

Hearing no objection, the Town Board of the Town of New Windsor hereby receive and file, with the Town Clerk, the attached resignation letter submitted by James Rose and received on February 17, 2022, resigning from his position as Motor Equipment Operator effective February 28, 2022.

**#33 On Agenda: RECEIVE AND FILE – INTERMUNICIPAL AGREEMENT - TOWN OF NEW WINDSOR AND TOWN CORNWALL – COOPERATIVE INFORMATION TECHNOLOGY SERVICES.**

Hearing no objection, the Town Board of the Town of New Windsor receive and file Intermunicipal Agreement between Town of New Windsor and Town of Cornwall for the provision of cooperative Information Technology services, on an “as needed basis”.

**#34 On Agenda: RECEIVE AND FILE – GASB 75 ACTUARIAL UPDATE – DECEMBER 31, 2021.**

Hearing no objection, the Town Board of the Town of New Windsor hereby receive and file, with the Town Clerk, the attached GASB 75 Actuarial Update for December 31, 2021.

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**#35 On Agenda: RECEIVE AND FILE – DENIAL OF APPLICATION – 2021 CONSOLIDATED FUNDING APPLICATION – WATER QUALITY IMPROVEMENT PROJECT PROGRAM – CAESARS LANE SEWER PLANT EXPANSION, OUTFALL RELOCATION & TREATMENT IMPROVEMENT.**

Hearing no objection, the Town Board of the Town of New Windsor hereby receive and file, with the Town Clerk, the attached letter dated February 7, 2022, from New York State Department of Environmental Conservation Division of Water, Bureau of Water Assessment & Management denying Town of New Windsor's 2021 Consolidated Funding Application for the Water Quality Improvement Project Program for its Caesars Lane Sewer Plant Expansion, Outfall Relocation & Treatment Improvement.

**#36 On Agenda: RECEIVE AND FILE – 2022 MONTHLY REPORTS**

Hearing no objection, the Town Board of the Town of New Windsor shall receive and file, with the Town Clerk, the attached Monthly Reports for the following Departments for February, 2022:

Justice Calderin	Month of February, 2022
Justice Meyers	Month of February, 2022
Police Department	Month of February, 2022
Building Department	Month of February, 2022
Recreation Department	Month of February, 2022
Tax Receiver Monthly Tax Statement	Month of February, 2022
Tax Receiver Utility Report	Month of February, 2022
Town Clerk	Month of February, 2022
New Windsor Emergency Medical Service	Month of February, 2022

**#37 On Agenda: PUBLIC FORUM**

**Don Bigi:** I cannot say enough about the good work Anthony Fayon and Robert Doss are doing in town. I also want to thank Kelly Allegra for her help with the Ethics Committee.

**Supervisor Meyers:** I appreciate the positive comments for the good work of the towns more visible employees: Highway and Police Departments. There are many behind the scenes too: Building Department, Tax Receiver, Town Clerk's Office, Assessor's Office, Court Clerks, Town Attorney's Office, Supervisor's staff, Recreation, Building & Grounds, Sewer and Water. Everyone is working very hard for the taxpayers of New Windsor. Local-level government is where everything happens and is very important to everyday life. I appreciate all the help from the employees and board members. And thank you to everyone for putting the business of the people of New Windsor ahead of any political differences. Zagon keeps everyone on track, and we all work together to do what is right for the town.

**Alberto Gilman, Mid-Hudson Times:** I have a few questions regarding the DOT petition. How is the study funded? Does the Town of New Windsor allocate funding? 5-Corners, will there be a study

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with other municipalities to see the impact of the influx of traffic in the area? It can be very dangerous during rush-hour.

**Supervisor Meyers:** All roads that begin with a number (9W, 32, 84, 87) are state roads. All we can do is ask the state to help us with those roads. We can ask State Senator James Skoufis for his help on state matters. The Town of New Windsor can get right on any issues pertaining to town roads. We contact our county legislatures and executives with any concerns with county roads. The state can be a little slow to respond. I think the best possible solution, in my opinion, for 5-corners is a round-about. Limiting new building to help ease over-load on municipal systems (sewer, water, police, ambulance) and traffic.

**Don Bigi:** Trying to get the state to do something is difficult, even installing a light on 94!

**Supervisor Meyers:** That is why local government is so important to the people. At the end of the day, we (at town hall) leave knowing we did a good job.

**#38 On Agenda: MOTION – ADJOURN MEETING.**

Motion by Councilman Moreau, seconded by Councilman Bedetti That the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:48 P.M.

*ROLL CALL: All Ayes*

*MOTION CARRIED: 5-0*

Respectfully submitted,

Kelly Allegra  
Town Clerk, Town of New Windsor